

To: FCC

Date: 2/16/07

Regarding: Request for Waiver for E-Rate Application

Case reference: CC Docket No. 96-45 and CC Docket No. 02-6

David Kenneally

Academy for Academic Excellence

AKA Science and Technology Center

Billed Entity # 104662

To Whom It May Concern:

This is a request for a waiver of the normal deadline for “applications filed out of window” with USAC for form 471. This is for Funding Year 2006-2007.

Our 471 application was set to be submitted on the last day allowed via the USAC website. On this day the USAC website went down, making it impossible to submit and certify the final version of our form 471 funding request.

Upon following up with USAC, we were instructed to submit our application via mail for paper certification. This was mailed to USAC on 4/21/06. This application was given the following identifier: 539722. Block 1 and Block 5 of this application were entered into the system, but because the application was received beyond the “out of window” deadline, we never received a denial letter, or a “filed out of window” letter with which we could appeal. We were not aware of this deadline, and continued to wait on a denial letter from USAC so that we could appeal properly. This is what we had been instructed to do by USAC.

Today I spoke with Corbett at USAC support (Case #21-547530) who indicated that we would not be receiving a denial letter or a “filed out of window” letter since they had received our application past their window. According to the representative, our only recourse at this point is to contact the FCC to receive a deadline waiver so that we can properly appeal.

Thank you for your assistance in this matter.

Sincerely,

David Kenneally

Academy for Academic Excellence

17500 Mana Road
Apple Valley, CA 92307
(760) 946-5414 x 173
dkenneally@lcer.org